

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
DIVISION

U.S. DISTRICT COURT  
FILED  
2010 JAN 15 PM 1:36  
SOUTHERN DISTRICT  
LAURA A. BRIGGS  
CLERK

Carlton D. Malone

Plaintiff,

vs.

Krogers

Defendant.

Cause No.

2:10-cv-0013 WTL-DML

COMPLAINT UNDER TITLE VII FOR DISCRIMINATION

Plaintiff brings a complaint against defendant Krogers for violation of Title VII rights.

Plaintiff ☒ DOES ☐ DOES NOT (indicate which) demand a jury trial.

I. PARTIES

Plaintiff's Name, Address and  
Phone Number:

Carlton D. Malone  
2390 7th AVE. Terre Haute,  
Indiana, 47803  
812-223-1330

Defendant's Name and Address

Krogers  
518 E. Jasper St. Paris, IL 61944  
5960 Castle Way W. Drive  
Indianapolis, IN 46250

II. JURISDICTION

1. This complaint is brought pursuant to Title VII of the Civil Rights Act of 1964, as amended, and jurisdiction is based on 42 U.S.C. §2000e-5 and 28 U.S.C. §1331.

2. Plaintiff ☒ DID ☐ DID NOT (indicate which) timely file a charge of discrimination with the Equal Employment Opportunity Commission. [Attach charge as Exhibit 1].

3. Plaintiff's Right to Sue Notice from the Equal Employment Opportunity Commission was received on or about 10-19-09 (insert date). [Attach Notice of Right to Sue as Exhibit 2].

### III. FACTS IN SUPPORT OF COMPLAINT

The facts on which this complaint is based are the following:

Plaintiff rights were violated under Title VII of the  
Civil Rights Act of 1964, As Amended. And because of  
my disability which is a violation of the Americans  
with Disabilities Act of 1990, As Amended.

Plaintiff was Discharge in retaliation for  
complaining about race discrimination.

### IV. STATEMENT OF LEGAL CLAIM

Plaintiff is entitled to relief in this action because:

Plaintiffs rights were denied under Title VII  
of the Civil Rights Act of 1964, As Amended.

## V. PRAYER FOR RELIEF

Based on the foregoing, plaintiff seeks the following relief:

Returned to employment position under A CONTRACTUAL  
Agreement or All <sup>ANY</sup> Appropriate Monetary Compensation  
that are just <sup>me</sup> due under the violations of my  
rights.

(Use additional sheets if necessary.)

## VI. AFFIRMATION OF PLAINTIFF

I, the plaintiff in the aforementioned cause, do affirm that I have read all of the  
statements contained in the complaint and that I believe them to be, to the best of my personal  
knowledge, true and correct.

Signed this 15<sup>th</sup> day of JANUARY, 2010

C. Dwayne Malone  
(Signature of Plaintiff)